

1 KEVIN V. RYAN (CSBN 118321)
United States Attorney

2 EUMI L. CHOI (WVBN 0722)
3 Chief, Criminal Division

4 KIRSTIN M. AULT (CSBN 206052)
Assistant United States Attorney

5 450 Golden Gate Ave., Box 36055
6 San Francisco, California 94102
Telephone: (415) 436-7151
7 Facsimile: (415) 436-7234

8 Attorneys for Plaintiff

9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA
11 OAKLAND DIVISION

12 UNITED STATES OF AMERICA,)	No. CR 05 00579 CW
)	
13 Plaintiff,)	ORDER EXCLUDING TIME FROM
)	APRIL 24, 2006 TO MAY 15, 2006 FROM
14 v.)	THE SPEEDY TRIAL ACT
)	CALCULATION (18 U.S.C. §
15 MICHAEL MAYO,)	3161(h)(8)(A))
)	
16 Defendant.)	
)	

17
18 With the agreement of the parties, and with the consent of the defendant, the Court enters
19 this order setting a motions hearing date and documenting the exclusion of time under the
20 Speedy Trial Act, 18 U.S.C. § 3161(b), from April 24, 2006 to May 15, 2006.

21 The parties agree, and the Court finds and holds, as follows:

22 1. The defendant is out of custody.

23 2. The defendant agrees that time in this matter is automatically excluded under the
24 Speedy Trial Act based upon defense counsel's making of an oral motion to suppress evidence
25 on April 24, 2006.

26 3. Accordingly, and with the consent of the defendant, the Court orders that: (1) the
27 defendant shall file a written memorandum in support of his motion to suppress no later than
28 May 15, 2006; (2) a status hearing set for May 15, 2006 at 2:30 p.m. before the Honorable

1 Claudia Wilken; and (3) the period from April 24, 2006 to May 15, 2006 shall be excluded from
2 Speedy Trial Act calculations under 18 U.S.C. § 3161(h)(1)(F) due to the defendant's pending
3 motion to suppress.
4

5 STIPULATED:
6

7 DATED: _____

/S/
HILLARY FOX
Attorney for Defendant


10 DATED: _____

/S/
KIRSTIN M. AULT
Assistant United States Attorney

13 IT IS SO ORDERED.

14 5/11/06

15 DATED: _____



CLAUDIA WILKEN
United States District Judge